1942

File No. O. Savings Bank. 42

Legal **DEPARTMENT**
"A" BRANCH

p 2 (E)

Subject:—

Opinions under the Govt. Savings Bank Act, 1873.

File No. O. Savings Bank/42

Std. Sectt. Slip 24 B e.

539-A

CONTENTS

Legal Department file No. C. Savings Bank/42.

S. No.	Correlation No.	Subject.	Pages.
		Opinions under the Govt. Savings Bank Act, 1873.	
1/	C. No. 3850/C/12/42.	Secs. 4 and 8 Amendment of Sec. 35 of the court fees Act, 1870.	1-2.

S.R.C. 3/5

Madras Secretariat.
7/5

C/C.

Office of the D.L.A.

Although the object in view can be achieved by issuing a notification under section 35 of the Court-fees Act, 1870, it would be more appropriate to amend section 8 of the Government Savings Banks Act, 1873, for to amend section 4 of the Act and to leave section 8 unamended would look incongruous. In the Government Savings Banks Act, 1873, as it originally stood the limit of Savings Banks deposits which could be paid to the heirs of deceased depositors without the formality of obtaining probate, letters of administration or succession certificates was one thousand rupees. When this limit was raised to three thousand rupees in 1917 section 4 and 8 of the Act were simultaneously amended. It would be desirable to follow a similar course on the present occasion. So far as amendment of section 8 is concerned the legislation will in virtue of entry No.1 in the Provincial Legislative List(fees taken in courts) be within the competence of the Provincial Legislature.

Sd/-P.N.M.
9-12

Remembrancer of Legal Affairs.

H.R.D.
4-5-36

U.R. to H.D. ,NO. 9856 dated the 9th December 1942.